

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)**

FRIDAY, THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND SEVEN

:PRESENT:

**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY
WRIT PETITION NO : 9758 of 2007**

Between:

Racharla Durga Bhavani W/o Ananth Suryaprakash Rao

..... PETITIONER

AND

- 1 The Government of AP., rep. by the Secretary (Project Wing)
Irrigation and Command Area Development Secretariat, Hyderabad
- 2 The Superintendent Engineer, Ongole Circle, Irrigation,
Ramathirtham
Balanching Reservoir Project Chimakurthi, Prakasam District
- 3 The District Collector, Prakasam District, Ongole.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order more particularly one in the nature writ of mandamus or an appropriate writ or order declaring the action of the respondents in taking steps for forming feeder canal in the petitioner's land to the extent of Ac.2-50 cents in Survey No.470/5 situated at Veluguvari Pale Village, Talluru Mandal, Prakasam District and consequently direct the respondent to refrain themselves from taking the land without following the due process of law .

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and the High Court order dated 1-05-2007 and made herein and upon hearing the arguments of Sri KOTI REDDY IDAMAKANTI, Advocate for the Petitioner and G.P. for Irrigation for the Respondents No's 1 to 3 The Court made the following ORDER

On behalf of the respondents. It is represented that the tentative compensation for an extent of Acs. 60.00 of land, including the one belongs to the petitioner, affected in the excavation of canal has been deposited with the Revenue Divisional Officer, Kandukur.

Hence, it shall be open to the petitioner to approach the Revenue Divisional Officer, who, in turn, shall take necessary step within fifteen (15) days from the date of receipt of representation from the petitioner. It shall also be open to the respondents to proceed with the excavation of the canal, which, however, shall be subject to

the further orders, that may be passed in this petition.

Post after four (4) weeks.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Secretary, Government of AP., (Project Wing) Irrigation and Command Area Development Secretariat, Hyderabad
 2. The Superintendent Engineer, Ongole circle, Irrigation, Ramathirtham Balanching Reservoir Project Chimakurthi, Prakasam District
 - 3 The District Collector,Prakasam District, Ongole.
(1 TO 3 by RPAD)
 4. 1 c.c. to SRI KOTI REDDY IDAMAKANTI, Advocate (OPUC)
 5. 2 C.C. TO G.P. FOR IRRIGATION HIGH COURT OF A.P. HYD (OUT)
 6. 1 SPARE COPY.
- AGS

AGS
Drafted on 19-06-2007

HIGH COURT

LNR J

Dt: 15-06-2007

NOTE: POST AFTER FOUR (4) WEEKS

ORDER

WP. NO. 9758 OF 2007

AGS
Drafted on 19-06-2007

HIGH COURT

LNR J

Dt: 15-06-2007

NOTE: POST AFTER FOUR (4) WEEKS

ORDER

WP. NO. 9758 OF 2007

